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1 Commonwealth that weighs more than that, you have to
2 get one of these permits?

3 **A. Basically, if you have a vehicle that runs**
4 **under 80,000, there's one set fee. If are you going**
5 **to haul up to 99,000, then you have to get a Mass.**
6 **overweight permit and a Massachusetts Turnpike**
7 **permit.**

8 **Q.** Now, you also identified as a location
9 where records are stored as a, I think you called it,
10 an office trailer?

11 **A. That is correct.**

12 **Q.** Have you looked at any of the records
13 contained in the office trailer in connection with
14 your work on trying to solve this flywheel housing
15 problem?

16 **A. No.**

17 **Q.** So you don't really know what's there
18 because you haven't looked at them; right?

19 **A. Well, I've visually seen them. I haven't**
20 **looked at all of them individually, no. I know**
21 **they're work orders.**

22 **Q.** Well, have you looked at any of them
23 individually in connection with your work?

24 **A. Not as of this time, no.**

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1 **Q.** Now, you referred to it as an office
2 trailer. Who has their office in that trailer?

3 **A. Absolutely no one.**

4 **Q.** Is that trailer supplied with electricity?

5 **A. Only if you run an extension cord to it.**

6 **Q.** Is there a photocopy machine in that
7 trailer?

8 **A. No.**

9 **Q.** Is there a desk in it?

10 **A. Yes, I believe there is.**

11 **Q.** Is there any kind of scanning device in
12 it?

13 **A. No.**

14 **Q.** Is there a telephone line to it?

15 **A. No.**

16 **Q.** Is it heated?

17 **A. Don't really know.**

18 **Q.** Does anyone at Trans-Spec actually work in
19 that trailer?

20 **A. No.**

21 **Q.** Are the records that are kept in that
22 trailer contained in cardboard boxes?

23 **A. Yes, they are.**

24 **Q.** And are those cardboard boxes stacked

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1 against the walls?

2 **A. Yes, they are, by the month.**

3 **Q.** About how many cardboard boxes stacked
4 against the walls are there in that trailer?

5 **A. I really couldn't tell you. Maybe 50 or**
6 **more boxes. I don't know. Stacks of four or stacks**
7 **of five. I'm not sure.**

8 **Q.** When was the last time that an official
9 from the Department of Transportation came to
10 Trans-Spec to examine documents that are stored in
11 that office trailer?

12 **A. The end of 2004, a DOT inspection.**

13 **Q.** And how long did the inspection last?

14 **A. Just about a week.**

15 **Q.** And were copies made of the documents kept
16 in the office trailer?

17 **A. No.**

18 **Q.** Did DOT take any of those documents away
19 with them?

20 **A. No. They go through them all and enter**
21 **their data into their laptops.**

22 **Q.** When that inspection occurred, how many
23 days' notice did you receive that it was going to
24 occur?

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1 **A. I don't know. They sent a letter out**
2 **stating they'd be there. I would say it was about a**
3 **week's notice, if that. Could have been longer.**
4 **They're the government. They basically do what they**
5 **want.**

6 **Q.** What use does Trans-Spec make in the
7 day-to-day operations of its business of the records
8 that are stored in that office trailer?

9 **A. I couldn't tell you.**

10 **Q.** Do you know whether Trans-Spec makes any
11 use of records kept in that storage trailer?

12 **A. Once again, I couldn't tell you.**

13 **Q.** Are the records kept in that office
14 trailer generally at least two years old?

15 **A. I believe they're longer than that. They**
16 **go back -- I think they have to be kept for -- I**
17 **don't know how many years. The Secretary of State**
18 **requires you keep them.**

19 **Q.** I understand some of them are more than
20 two years old. But my question was, are they at
21 least two years, two years old or older?

22 **A. I would say so.**

23 **Q.** Mr. Samito asked you whether statements
24 that Trans-Spec said in answers to interrogatories

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1 were made at the July 6, 2004, dyno tests might have
2 been made to someone other than you. Do you remember
3 that question?

4 **A. Uh-huh.**

5 **Q.** Who else from Trans-Spec was present for
6 that dyno testing?

7 **A. I believe I was -- I don't -- I believe I**
8 **was the only one there.**

9 **Q.** Take a look at Exhibit 1. I just have a
10 few questions about this and then we'll be done.

11 On the November 26, 2003, page,
12 there's an entry on there that says "Butch/Hollywood
13 (phonetic) and two girls in service truck, need to
14 take action." What is that about?

15 **A. That was a mechanic and a dispatcher. The**
16 **mechanic had a road call to go on and he allegedly**
17 **took two girls with him. The mechanic and the**
18 **dispatcher and two girls took the service truck and**
19 **went and did a road call somewhere. It was brought**
20 **to my attention.**

21 **Q.** On the December 24, 2003, sheet, there's a
22 reference to -- right up at the top, it says, "6100
23 done," and then it says "Bring in 7100, trans popping
24 out of gear." Do you see that?

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1 **A. Uh-huh.**

2 **Q.** The answer is yes?

3 **A. Yes. Getting a little tired.**

4 **Q.** Understandable. Is it your understanding
5 that Trans-Spec had repeated problems with the
6 transmissions in these trucks?

7 **A. Not to my knowledge.**

8 **Q.** Have you ever made any effort to review
9 Trans-Spec's repair orders or repair records to
10 determine the frequency with which it had significant
11 transmission problems with these trucks?

12 **A. No.**

13 **Q.** Do you know whether it had significant
14 transmission problems with more than 50 percent of
15 them during the --

16 **A. Not to my knowledge.**

17 **Q.** Okay. If it did during the first two
18 years that it had these trucks, would that strike you
19 as an unusual number of transmission problems?

20 **MR. SAMITO: Objection.**

21 **A. I wouldn't have any knowledge of it in the**
22 **first two years, because I wasn't there.**

23 **Q.** And you've never asked anyone at
24 Trans-Spec whether they had had transmission problems

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